IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3264 OF 2003
IN
INCOME TAX APPEAL NO.571 OF 2002

The Commisioner of Income Tax ..Applicant

Vs.

M/s.Adlabs ..Respondent

Mrs.P.P.Bhosale for the Applicant.
Mr.Sameer Dalal for the Respondent.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 10TH APRIL, 2007

P.C.

1. Heard the learned Counsel for the parties. By this Notice of Motion the Applicant is seeking to set aside the orders dated 19/09/2000 and 29/07/2002 passed by the Prothonotary and Senior Master, High Court, Mumbai and to restore the Appeal to file. Perused the Notice of Motion and the affidavit- in-support thereof. For the reasons stated therein sufficient cause is made out for restoring the Appeal to file. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**